

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

\* \* \*

Alan Jeffrey Anderson,

Case No. 2:24-cv-02011-CDS-DJA

Plaintiff,

## Order

V.

Nicolo L. DiMaria, et al.,

## Defendants.

## Order

Nicolo L. DiMaria, et al.,  
Defendants.

11 Before the Court is Defendants Nicolo L. DiMaria, Ryan B. Finkel, Nichol L. Brown-  
12 Morin, Joshua Sparks, Kristy Greenberg, Daniel Nessim, the Honorable Valerie Caproni, and the  
13 United States Attorney's Office of the Southern District of New York ("Federal Defendants")  
14 motion to extend time to respond to Plaintiff's complaint. (ECF No. 4). The Federal Defendants  
15 explain that Federal Rule of Civil Procedure 12(a)(2) provides that a response by a federal  
16 employee, agency, or the United States is due sixty days after service on the United States  
17 Attorney. However, Plaintiff has not yet served the United States Attorney for this district and  
18 has not served the Attorney General of the United States as required by Federal Rule of Civil  
19 Procedure 4(i)(1)(A), (B). Additionally, Federal Rule of Civil Procedure 81(c), which governs  
20 removed actions, appears to require a response within seven days of removal. The Federal  
21 Defendants thus move the Court to extend their deadline to respond to either sixty days after  
22 Plaintiff completes service of process on each Federal Defendant or the United States or sixty  
23 days from November 1, 2024.

24 The Court finds that Federal Defendants have demonstrated good cause to extend the time  
25 for them to respond to Plaintiff's complaint. *See* Fed. R. Civ. P. 6(b). The Court will thus grant  
26 Federal Defendants' motion in part and deny it in part. It grants it regarding Federal Defendants'  
27 request to extend their response by sixty days from November 1, 2024. It denies it regarding

1 Federal Defendants request to extend their response sixty days after Plaintiff completes service of  
2 process on each Federal Defendant or the United States.

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4 **IT IS THEREFORE ORDERED** that Federal Defendants' motion to extend time (ECF  
5 No. 4) is **granted in part and denied in part** as outlined herein. The Federal Defendants'  
6 response to Plaintiff's complaint will be due on **December 31, 2024**.

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8 DATED: October 28, 2024

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DANIEL J. ALBREGTS  
UNITED STATES MAGISTRATE JUDGE